

Title	Sexually Violent Predatory Commitment Forms (approve forms CR-295 and CR-296).
Summary	The proposed forms may be used in the initial and subsequent commitments in sexually violent predator cases.
Source	Criminal Law Advisory Committee
Staff	Joshua Weinstein, 415-865-7688, joshua.weinstein@jud.ca.gov
Discussion	The proposed forms would provide courts with standardized orders for the initial and subsequent commitment in sexually violent predator cases under Welfare and Institutions Code section 6600, et seq. Currently, there are no standardized forms for these commitments and the Department of Mental Health receives varying orders, making it difficult to track commitments and re-commitments. The proposed optional forms would help alleviate that burden.
	Attachments

SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	FOR COURT USE ONLY DRAFT #3/1/04
The People of the State of California <div style="text-align: right;">Petitioner,</div> vs. <div style="text-align: right;">Respondent</div>	
ORDER FOR COMMITMENT (WELF. AND INST. CODE § 6604)	CASE NUMBER:

After the trial in the above encaptioned matter on _____, the allegations in the
Petition (date)

were found true beyond a reasonable doubt. At the trial the ☐ court ☐ jury found:

1. That the Respondent has suffered two prior conviction(s) for violation(s) of _____

and

2. That the Respondent has a diagnosed mental disorder that makes him/her a danger to the health and safety of others in that it is likely that he/she will engage in sexually violent predatory criminal behavior.
3. Thus the Respondent is a "sexually violent predator" as defined in Welfare and Institutions Code Section 6600.

THEREFORE THE COURT HEREBY ORDERS:

4. That the Respondent be committed to the custody of the California Department of Mental Health for appropriate treatment and confinement at _____
State Hospital pursuant to the provisions of Welfare and Institutions Code Section 6604 for a two-year period commencing _____ with an expiration date of _____
(date) (date)
5. That the Respondent is hereby ordered to be transported immediately to the State Hospital listed above.

Dated: _____

Judge of the Superior Court

SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	FOR COURT USE ONLY DRAFT #3 3/1/04
The People of the State of California Petitioner: VS Defendant/Respondent:	
ORDER FOR EXTENDED COMMITMENT (WELF. AND INST. CODE § 6604)	CASE NUMBER:

The matter having been submitted on the Petition for Commitment pursuant to Welfare and Institutions Code 6600 et seq. and attached medical reports, and the Court having read and considered the same, finds the respondent, by reason of a diagnosed mental disorder, continues to be a sexually violent predator as defined in Section 6600 of the Welfare and Institutions Code, and remains a danger in that he or she is likely to engage in acts of sexual violence if released from custody.

IT IS HEREBY ORDERED that respondent be committed pursuant to Welfare and Institutions Code 6604 for a period of TWO (2) YEARS to be confined at the _____ state hospital facility, and to be transported to the facility immediately.

Pursuant to Welfare and Institutions Code section 6604.1 the time or recommitment shall begin to run as of the date of termination of the original commitment, _____.
(date)

Dated: _____

Judge of the Superior Court